

Appl. No. 10/075,249  
Response dated November 18, 2004  
Reply to Office action of October 18, 2004

### **REMARKS/ARGUMENTS**

#### **Claim Amendments**

By the present amendment, the claims have been amended to remove the multiple dependencies. Claim 4 has been amended to correct a typographical error in the term "claims 3". Further claims 8 to 11 have been withdrawn as being directed to non-elected subject matter.

The amendments have been made without prejudice and without acquiescing to any of the Examiner's objections. Applicant reserves the right to file any of the deleted subject matter in a further continuation, continuation-in-part or divisional application. No new matter has been entered by the present amendments.

The Official Action dated October 18, 2004 has been carefully considered. It is believed that the amended claims submitted herewith and the following comments represent a complete response to the Examiner's rejections and place the present application in condition for allowance. Reconsideration is respectfully requested.

#### **Elections/Restrictions**

Applicant provisionally elects Group I, the claims readable thereon as being claims 2-7, which are drawn to a method for determining susceptibility of a patient to antidepressant-induced mania. This is without prejudice to Applicant filing divisional applications to the Group II invention.

#### **Election of Species**

Applicant further elects fluoxetine as the species for prosecution if the generic claims are not held allowable.

In view of the foregoing comments and amendments, we respectfully submit that the application is in order for allowance and early indication of that effect is respectfully

Appl. No. 10/075,249  
Response dated November 18, 2004  
Reply to Office action of October 18, 2004

requested. Should the Examiner deem it beneficial to discuss the application in greater detail, she is kindly requested to contact the undersigned by telephone at (416) 957-1682 at her convenience.

Respectfully submitted,

BERESKIN & PARR

By



Patricia Power  
Reg. No. 51,379

Bereskin & Parr  
Box 401, 40 King Street West  
Toronto, Ontario  
Canada M5H 3Y2  
Tel: 416-957-1682  
Fax: 416-361-1398